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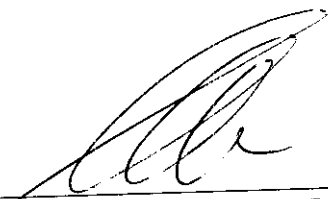
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Cir. 1997). As such, Boger must show that the irreparable harm he faces in the absence of relief is "neither remote nor speculative, but actual and imminent." Direx Israel, Ltd. v. Breakthrough Medical Group, 952 F.2d 802, 812 (4th Cir. 1991)(citation omitted). Boger's motion for a temporary restraining order fails in that regard.²

Accordingly, it shall be and hereby is **ORDERED** that Boger's motion for a temporary injunction is **DENIED**.

The Clerk is directed to send certified copies of this order to the plaintiff and to counsel of record for the defendants, if known.

ENTER: This 2nd day of ^{Nov}~~October~~, 2005.


UNITED STATES DISTRICT JUDGE

²Furthermore, the court notes that as Boger alleges in his 28 U.S.C. § 2254 petition that counsel provided ineffective assistance at trial specifically related to his defense of the malicious wounding charge, counsel is entitled to respond to those allegations and provide evidence to the contrary which may include details related to that incident. See Tasby v. United States, 504 F.2d 332, 336 (8th Cir. 1974), cert. denied, 419 U.S. 1125 (1975).